

39-04-01

PTO/SB/05 (11-00)

Approved for use through 10/31/2002 OMB 0651-0032

U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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JC62 U.S. PTO
08/31/01UTILITY
PATENT APPLICATION
TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

| | |
|------------------------|--|
| Attorney Docket No. | J-2605A |
| First Inventor | Richard W. Avery |
| Title | Production of Stable Hydrolyzable Organosilane Solutions |
| Express Mail Label No. | EJ484161884US |

09/945142
08/31/01

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. Fee Transmittal Form (e.g., PTO/SB/17)
(Submit an original and a duplicate for fee processing)

2. Applicant claims small entity status.
See 37 CFR 1.27.

3. Specification [Total Pages 10]
(preferred arrangement set forth below)

- Descriptive title of the invention
- Cross Reference to Related Applications
- Statement Regarding Fed sponsored R & D
- Reference to sequence listing, a table, or a computer program listing appendix
- Background of the Invention
- Brief Summary of the Invention
- Brief Description of the Drawings (if filed)
- Detailed Description
- Claim(s)
- Abstract of the Disclosure

4. Drawing(s) (35 U.S.C. 113) [Total Sheets]

5. Oath or Declaration [Total Pages]

- a. Newly executed (original or copy)
- b. Copy from a prior application (37 CFR 1.63 (d))
(for continuation/divisional with Box 18 completed)

i. **DELETION OF INVENTOR(S)**
Signed statement attached deleting inventor(s) named in the prior application. see 37 CFR 1.63(d)(2) and 1.33(b).

6. Application Data Sheet. See 37 CFR 1.76

ADDRESS TO: Assistant Commissioner for Patents
Box Patent Application
Washington, DC 20231

7. CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)

8. Nucleotide and/or Amino Acid Sequence Submission
(if applicable, all necessary)

- a. Computer Readable Form (CRF)
- b. Specification Sequence Listing on:
 - i. CD-ROM or CD-R (2 copies); or
 - ii. paper
- c. Statements verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

9. Assignment Papers (cover sheet & document(s))

10. 37 CFR 3.73(b) Statement Power of Attorney
(when there is an assignee)

11. English Translation Document (if applicable)

12. Information Disclosure Statement (IDS)/PTO-1449 Copies of IDS Citations

13. Preliminary Amendment

14. Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)

15. Certified Copy of Priority Document(s)
(if foreign priority is claimed)

16. Request and Certification under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.

17. Other: **SEE ATTACHED LIST**

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

Continuation Divisional Continuation-in-part(CIP)
Prior application information: Examiner M. Cole

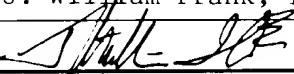
of prior application No 09/274,273

Group Art Unit 1743

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion of the disclosure is omitted from the submitted application parts.

19. BUSINESS ADDRESS

| | | | | |
|---|----------------------------------|--|----------|---|
| <input checked="" type="checkbox"/> Customer Number or Bar Code Label | U.S. Patent and Trademark Office | | | <input type="checkbox"/> Correspondence address below |
| Name | S. C. JOHNSON & SON, INC. | | | |
| Address | | | | |
| City | State | | Zip Code | |
| Country | Telephone | | Fax | |

| | | | |
|-------------------|---|-----------------------------------|-------------|
| Name (Print/Type) | J. William Frank, III. | Registration No. (Attorney/Agent) | 25,626 |
| Signature |  | | Date 8/3/01 |

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$ 820.00)

Complete if Known

Application Number

Filing Date August 31, 2001

First Named Inventor Richard W. Avery

Examiner Name

Group Art Unit

Attorney Docket No J-2605A

METHOD OF PAYMENT

1. The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to

Deposit Account Number 10-0849

Deposit Account Name S. C. JOHNSON & SON, INC.

Charge Any Additional Fee Required
Under 37 CFR 1.16 and 1.17

Applicant claims small entity status.
See 37 CFR 1.27

2. Payment Enclosed:

Check Credit card Money Order Other

FEE CALCULATION

1. BASIC FILING FEE

| Large Entity Fee Code (\$) | Small Entity Fee Code (\$) | Fee Description | Fee Paid |
|----------------------------|----------------------------|------------------------|----------|
| 101 | 710 | Utility filing fee | 710 |
| 106 | 320 | Design filing fee | |
| 107 | 490 | Plant filing fee | |
| 108 | 710 | Reissue filing fee | |
| 114 | 150 | Provisional filing fee | |
| SUBTOTAL (1) (\$) | | | 710 |

2. EXTRA CLAIM FEES

| Total Claims | Extra Claims | Fee from below | Fee Paid |
|--------------------|--------------|----------------|----------|
| Independent | -20** = | X | |
| Multiple Dependent | -3*** = | X | |

| Large Entity Fee Code (\$) | Small Entity Fee Code (\$) | Fee Description |
|----------------------------|----------------------------|--|
| 100 | 18 | Claims in excess of 20 |
| 102 | 30 | Independent claims in excess of 3 |
| 104 | 270 | Multiple dependent claim, if not paid |
| 109 | 80 | ** Reissue independent claims over original patent |
| 110 | 18 | ** Reissue claims in excess of 20 and over original patent |
| SUBTOTAL (2) (\$) | | |

** or number previously paid, if greater. For Reissues, see 300-8.

FEE CALCULATION (continued)

3. ADDITIONAL FEES

| Large Entity Fee Code (\$) | Small Entity Fee Code (\$) | Fee Description | Fee Paid |
|---|----------------------------|--|-----------------------|
| 105 | 130 | Surcharge - late filing fee or oath | |
| 127 | 50 | Surcharge - late provisional filing fee or cover sheet | |
| 139 | 130 | Non-English specification | |
| 147 | 2,520 | Filing a request for ex parte reexamination | |
| 112 | 920* | Requesting publication of SIR prior to Examiner action | |
| 113 | 1,840* | Requesting publication of SIR after Examiner action | |
| 115 | 110 | Extension for reply within first month | |
| 116 | 390 | Extension for reply within second month | |
| 117 | 890 | Extension for reply within third month | |
| 118 | 1,390 | Extension for reply within fourth month | |
| 119 | 219 | Extension for reply within fifth month | |
| 120 | 310 | Notice of Appeal | |
| 121 | 220 | Filing a brief in support of an appeal | |
| 122 | 270 | Request for oral hearing | |
| 138 | 1,510 | Petition to institute a public use proceeding | |
| 140 | 110 | Petition to revive - unavoidable | |
| 141 | 1,240 | Petition to revive - unintentional | |
| 142 | 1,240 | Utility issue fee (or reissue) | |
| 143 | 440 | Design issue fee | |
| 144 | 600 | Plant issue fee | |
| 122 | 130 | Petitions to the Commissioner | |
| 123 | 50 | Petitions related to provisional applications | |
| 126 | 240 | Submission of Information Disclosure Stmt | |
| 581 | 40 | Recording each patent assignment per property (times number of properties) | |
| 146 | 710 | Filing a submission after final rejection (37 CFR § 1.129(a)) | |
| 149 | 710 | For each additional invention to be examined (37 CFR § 1.129(d)) | |
| 179 | 710 | Request for Continued Examination (RCE) | |
| 169 | 900 | Request for expedited examination of a design application | |
| Other fee (specify) Terminal Disclaimer | | | 110 |
| Reduced by Basic Filing Fee Paid | | | SUBTOTAL (3) (\$ 110) |

Complete if Applicable

SUBMITTED BY

Name, Print, Type: J. William Frank, III.

Registration No
Attorney, Agent

25,626

Telephone 262-260-2673

Signature: 

Date 8/31/01

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

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CERTIFICATION UNDER 37 CFR 1.10

I HEREBY CERTIFY THAT THE ACCOMPANYING TRANSMITTAL LETTER AND THE DOCUMENTS REFERRED TO THEREIN ARE BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICES ON THIS DATE.

August 31, 2001

IN AN ENVELOPE AS "EXPRESS MAIL POST OFFICE TO ADDRESSEE" MAILING LABEL NUMBER

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ADDRESSED TO:

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231.

Sharon L. Klaus
(PERSON MAILING PAPER)

Sharon L. Klaus
(SIGNATURE OF PERSON MAILING PAPER)

Attachment to Utility Patent Application Transmittal

Applicant: Richard W. Avery
Title: Production of Stable Hydrolyzable Organosilane Solutions

2 pgs. Terminal Disclaimer To Obviate A Provisional double Paten Rejection over A Pending Second Application

7 pgs. Plus U.S. Patent 6,113,815 Request For Interference Under 37 C.F.R. 1.607 Accompanying Application

6 pgs. Letter under 37 C.F.R. 1.608.(b)

3 pgs. Inventor's Declaration Under 37 C.F.R. 1.608(b) plus 9 pages Exhibit A

3 pgs. Corroborating Witness Declaration Under 37 C.F.R. 1.608(b) plus 9 pgs. Exhibit A

2 pgs. Information Disclosure Statement

1 pg. Associate Power of Attorney